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[Additional Counsel Appear on Signature Pages]

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTHERN CALIFORNIA  
SAN JOSE DIVISION**

STERLING INTERNATIONAL CONSULTING  
GROUP,  
on behalf of itself and all others similarly situated,

Plaintiff,

v.

LENOVO (UNITED STATES) INC.,  
LENOVO GROUP LIMITED, and SUPERFISH,  
INC.,

Defendants.

CAPTION CONTINUED ON THE NEXT PAGE

**Case No. 5:15-cv-00807-RMW**

**STIPULATION AND ORDER RE  
SCHEDULE FOR APPOINTMENT OF  
INTERIM CLASS COUNSEL  
PURSUANT TO FED. R. CIV. P. 23(g)**

1 This document relates to:

2 DAVID HUNTER, individually, and on behalf of all  
3 others similarly situated,

4 Plaintiff,

5 v.

6 LENOVO (UNITED STATES), INC., a Delaware  
7 corporation, and SUPERFISH, INC., a Delaware  
8 corporation,

9 Defendants.

**Case No. 5:15- cv-00819-RSW**

10 This document relates to:

11 CHRISTOPHER HALL, MATTHEW KELSO,  
12 MICHAEL MORICI, JAYNE COSTANZO, RYAN  
13 BAUMGARTNER, LAURA BURNS, THOMAS  
14 CARNEY, BEATRIZ DAVIS, DENNIS HASTY,  
15 WENDY DURAN and GABE DURAN,  
16 individually, and on behalf of all others similarly  
17 situated,

18 Plaintiff,

19 v.

20 LENOVO (UNITED STATES), INC., LENOVO  
21 GROUP LIMITED and SUPERFISH, INC.,

22 Defendants.

**Case No. 5:15-cv-00964-RMW**

23 This document relates to:

24 RHONDA ESTRELLA, SONIA FEREZAN,  
25 JOHN WHITTLE, and ALAN WOYT on behalf of  
26 themselves and all others similarly situated,

27 Plaintiffs,

28 v.

LENOVO (UNITED STATES), INC. and  
SUPERFISH, INC.,

Defendants.

**Case No. 5:15-cv-01044-RMW**

CAPTION CONTINUED ON THE NEXT PAGE

This document relates to:

KEN MARTINI, individually and on behalf of all  
others similarly situated,

Plaintiff,

v.

LENOVO (UNITED STATES), INC. and  
SUPERFISH, INC.,

Defendants.

**Case No. 5:15-cv-01069-RMW**

This document relates to:

JGX, INC. D/B/A LEFTY O'DOUL'S,  
individually and on behalf of a class of those  
similarly situated,

Plaintiff,

v.

LENOVO GROUP LIMITED,  
LENOVO (UNITED STATES), INC., and  
SUPERFISH, INC.

Defendants.

**Case No. 5:15-cv-01113-RMW**

This document relates to:

STANLEY D. JOHNSON, individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

LENOVO (UNITED STATES), INC., LENOVO  
GROUP LIMITED, and SUPERFISH, INC.,

Defendants.

**Case No. 5:15-cv-01122-RMW**

CAPTION CONTINUED ON THE NEXT PAGE

This document relates to:

MICHAEL SIMONOFF, individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

LENOVO (UNITED STATES), INC., and  
SUPERFISH, INC.,

Defendants.

**Case No. 5:15-cv-01125-RMW**

This document relates to:

RUSSELL WOOD and THOMAS WILSON,  
individually and on behalf of all others similarly  
situated,

Plaintiffs,

v.

LENOVO (UNITED STATES), INC., LENOVO  
HOLDING COMPANY, INC., LENOVO GROUP  
LIMITED, and SUPERFISH, INC.,

Defendants.

**Case No. 5:15-cv-01166-RMW**

This document relates to:

MICHELLE BEHREN and MARY JANE  
BARBOSA, individually and on behalf of all  
others similarly situated,

Plaintiffs,

v.

LENOVO (UNITED STATES) INC. and  
SUPERFISH INC.,

Defendants.

**Case No. 5:15-cv-01177-RMW**

CAPTION CONTINUED ON NEXT PAGE

This document relates to:

ROBERT RAVENCAMP, on behalf of Himself  
and all others similarly situated,

Plaintiff,

v.

LENOVO (UNITED STATES), INC. and  
SUPERFISH, INC.,

Defendants.

**Case No. 5:15-cv-01206-RMW**

This document relates to:

SUSAN WEBSTER SCHULTZ, on behalf of  
herself and all others similarly situated,

Plaintiff,

v.

LENOVO GROUP LIMITED, LENOVO  
(UNITED STATES) INC. and SUPERFISH  
INC.,

Defendants.

**Case No. 5:15-cv-01270-RMW**

This document relates to:

THOMAS KIM, individually, and on behalf of all  
others similarly situated,

Plaintiff,

v.

LENOVO (UNITED STATES), INC., a  
Delaware corporation, and SUPERFISH, INC., a  
Delaware corporation,

Defendants.

**Case No. 5:15-cv-01432-RMW**

This document relates to:

BILL CULLIFER, LIZ EDWARDS, DOUGLAS  
IRWIN, JOSEPH GUERRA, AUSTIN ARDMAN,  
HANK BAUMER, THOMAS BEHRENDT,  
ALLAN BOGH, RICHARD BROOKS, JILL  
CAZAUBON, JENNIFER COLE, LAUREN  
DANNHEIM, JENNIFER DAVIS, EDWARD  
DRESSEL, CHRISTOPHER DUNN, DONALD  
GEARHART, KENG GEE, BRIAN  
GUTTERMAN, HEATHER HARE, JOSE  
HIDALGO, NEERAJ KALRA, RYAN KEMPER,  
JIM KOPPS, RAJKUMAR KOTHAPA,  
MICHELE LARGÉ, ARUL LOUIS, THOMAS  
LUCAS, TOM MILLER, ERIC MORETTI,

**Case No.: 5:15-cv-01496-RMW**

1 TREVOR MURDOCK, TRAVIS PALMER,  
2 ELIZABETH PRATT, ROBERT QAKISH, TINA  
3 RICHMAN, CANDACE ROSE, DANIELLE  
4 ROUGIER, RAY SCHMALZER, ZESHAN  
5 SHEIKH, CHRIS SHOUTS, ALICE SPALITTA,  
6 ZACHARY STEIN, CONNIE SUPERNALUT,  
7 RUSS TAKLE, NATE TALLEY, NIKOLAS  
8 THERIOT, ARIELLA VASQUEZ, KATE  
9 WOODS, KYLE YOUNGS, AND LIANGFANG  
10 ZHAO, INDIVIDUALLY AND ON BEHALF OF  
11 ALL OTHERS SIMILARLY SITUATED,

12 Plaintiffs,

13 v.

14 SUPERFISH, INC., and LENOVO (UNITED  
15 STATES), INC.

16 Defendants.

17 This document relates to:

18 DIMITRIY KHAZAK, individually, and on behalf  
19 of all others similarly situated,

20 Plaintiff,

21 v.

22 SUPERFISH, INC., LENOVO (UNITED  
23 STATES), INC., and LENOVO GROUP  
24 LIMITED,

25 Defendants.

26 CAPTION CONTINUED ON THE NEXT PAGE

Case No. 5:15-cv-01665-RMW

This document relates to:

Case No. 5:15-cv-01712-RMW

ROSS M. BABBITT, on behalf of himself and all  
others similarly situated,

Plaintiff,

v.

LENOVO (UNITED STATES), INC. and  
SUPERFISH, INC.,

Defendants.

WHEREAS the above-referenced plaintiffs filed the 17 above-captioned cases, asserting individual and class claims on behalf of purchasers of notebook computers manufactured by defendant Lenovo containing software manufactured by defendant Superfish;

WHEREAS ten other putative class actions have been filed in federal district courts throughout the United States asserting similar claims against the same defendants;

WHEREAS on June 8, 2015, the Judicial Panel on Multidistrict Litigation (“JPML”) centralized all 27 of the above-referenced actions and transferred them to this Court for coordinated or consolidated pretrial proceedings as *In re: Lenovo Adware Litigation*, MDL No. 2624;

WHEREAS only certain of the ten Lenovo actions filed outside the Northern District of California have been transferred to this Court pursuant to the JPML’s June 8, 2015 Transfer Order;

WHEREAS a case management conference was previously set for June 19, 2015, but subsequently vacated by this Court’s May 12, 2015 Order Granting Motion for Stay, which provided that the case management conference would be reset by the Court if the litigation remained before the Court after the JPML ruled;

WHEREAS plaintiffs in the 27 actions that are now part of the *In re: Lenovo Adware Litigation* have conferred and agree that interim class counsel should be designated pursuant to Fed. R. Civ. P. 23(g)(3) to clarify “responsibility for protecting the interests of the class during precertification activities, such as making and responding to motions, conducting any necessary

**STIPULATION AND ORDER RE SCHEDULE FOR APPOINTMENT OF INTERIM CLASS COUNSEL  
PURSUANT TO FED. R. CIV. P. 23(G);  
CASE NO. 5:15-CV-00807-RMW**

discovery, moving for class certifications, and negotiating settlement.” *Manual for Complex Litigation (Fourth)* § 21.11 (2004);

WHEREAS, plaintiffs in the Lenovo actions filed outside the Northern District of California that have not yet been transferred to this Court have expressly authorized the undersigned counsel to represent to the Court that they concur in and agree to be bound by this stipulation;

WHEREAS defendants take no position on what law firm(s) should be appointed interim class counsel, but agree that interim class counsel should be appointed expeditiously to allow the litigation to proceed in an orderly and efficient manner;

WHEREAS all parties agree that interim class counsel should be appointed by the Court sufficiently in advance of the initial case management conference to allow time for all the parties to adequately prepare for that conference.

NOW THEREFORE, the above-referenced plaintiffs and defendants Lenovo and Superfish, by and through their respective counsel of record, hereby stipulate as follows:

1. Any law firm(s) seeking to be appointed interim class counsel for plaintiffs in the *In re Lenovo Adware Litigation* shall file moving papers on June 23, 2015;
2. Responses shall be filed on July 7, 2015;
3. Replies, if permitted by the Court, shall be filed by 5:00 pm on July 13, 2015;
4. If there are competing motions for appointment of interim class counsel, a hearing shall be held at 9:00 a.m. on July 17, 2015, or as soon thereafter as the Court is available; and
5. The initial case management conference shall be scheduled at the Court’s convenience to follow the appointment of interim class counsel.

Dated: June 18, 2015

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Counsel for Defendant Lenovo (United States),  
Inc.



**ORDER**

Pursuant to Stipulation, it is SO ORDERED.

DATED: June 18, 2015

  
HONORABLE RONALD M. WHYTE  
UNITED STATES DISTRICT COURT JUDGE

**STIPULATION AND ORDER RE SCHEDULE FOR APPOINTMENT OF INTERIM CLASS COUNSEL  
PURSUANT TO FED. R. CIV. P. 23(G);  
CASE NO. 5:15-CV-00807-RMW**

**ATTESTATION**

I, Jonathan K. Levine, am the ECF user whose ID and password are being used to file this document. In compliance with Local Rule 5-1(i)(3), I hereby attest that all other signatories listed have concurred in this filing.

On June 16, 2015, I emailed a draft of this filing to counsel of record for plaintiffs in the ten actions filed outside the Northern District of California, requesting that counsel authorize me to represent to the Court that they concur in the terms of this filing and agree to be bound by it on behalf of their respective plaintiffs. I hereby attest that I have received written confirmation from all plaintiffs' counsel in the ten actions that they concur in the terms of this filing and agreed to be bound by it.

/s/ Jonathan K. Levine

Jonathan K. Levine